

MEETING #19 March 25

At a Workshop Session of the Madison County Board of Supervisors on March 25, 2014 at 6:00 p.m. in the Thrift Road Complex located at 302 Thrift Road:

PRESENT: Doris G. Lackey, Chair
R. Clay Jackson, Vice-Chair
Jonathon Weakley, Member
R. Clay Jackson, Member
Kevin McGhee, Member
V. R. Shackelford, III, County Attorney
Ernest C. Hoch, County Administrator
Leo Tayamen, Finance Director

ABSENT: Robert W. Campbell, Member
Jacqueline S. Frye, Deputy Clerk

Agenda:

1. Call to Order

2. Pledge of Allegiance & Moment of Silence

The Board of Supervisors commenced their meeting with the Pledge of Allegiance and a moment of silence.

3. Determine Presence of a Quorum

Chairman Lackey advised that a quorum was present.

4. Adoption of Agenda

Chairman Lackey called for adoption of today's Agenda.

Supervisor Weakley verbalized concerns about Item #12 and whether all members were in agreement with discussing this item.

Supervisor Weakley moved the adoption today's Agenda as presented, seconded by Supervisor Jackson, with following vote recorded:

Doris G. Lackey	Aye
R. Clay Jackson	Aye
Jonathon Weakley	Aye
Robert Campbell	Absent
Kevin McGhee	Aye

Supervisor Weakley moved the Board reconsider the approval of the prior Agenda and adopt the Agenda presented by the County Administrator today to include Items #1 through #18 as presented, seconded by Supervisor Jackson, with the following vote recorded:

Doris G. Lackey	Aye
R. Clay Jackson	Aye
Jonathon Weakley	Aye
Robert Campbell	Absent
Kevin McGhee	Aye

5. Financial Reports

The County Administrator advised monthly financial reports were emailed to all members for review and future approval at the April Regular Meeting.

6. Minutes #11 through #16:

Chairman Lackey advised that a copy of the minutes have been submitted to all members electronically; standard procedure calls for minutes to be sent to all members – any corrections are to be submitted and corrected copies will then be forwarded to all members for review and advisement.

After discussion, it was advised there were two (2) citizens whose last names were incorrect and will need to be changed.

7. ~~Skyline CAP (Community Needs Assessment)~~ Storm Water Update

The County Administrator advised that DEQ has reviewed the County's proposal, which has now been forwarded to another agency for review and comment. Depending on what the State authorizes, the proposal may well change. The initial deadline for the County to have an Ordinance in place is still May 15, 2014, although no additional direction has been provided on the part of the State. At this time, Culpeper and Rappahannock have decided not to take any action and plan to wait to see what the State determines. During the proposal phase, the County will need to decide whether to allow DEQ to assume responsibility of the storm water management plan or keep the process 'in house' – if the responsibility is kept 'in house', the County and the State (DEQ) will perform inspections with fees being charged to the property owner by both entities (i.e. County, State). In closing, it's assumed an 'opt in' clause will be in place, although nothing has been determined to date.

The County Attorney advised the storm water program is a service to the citizens, and feels the citizens will be more satisfied if the program is continued to be handled by County personnel as opposed to State representatives. Additionally, he feels the responsibility will be something the Erosion/Sedimentation Technician can

handle, and doesn't foresee any problems with the County crafting a legal advertisement to advise the citizens of any proposed changes.

In lieu of an upcoming meeting of the Rappahannock River Basin Committee, it was suggested the County investigate whether any input can be received on the proposed plan that was submitted from the County, and whether any legal guidance can be provided concerning any options that may be made available.

In the event the State doesn't provide a timely response on the proposed plan submitted by the County, the County Attorney advised the County could elect to move forward and refrain from adopting an Ordinance.

8. Healthcare Update **Historical Society Update**

9. Upcoming Economic/Tourism Summit **Garden Club Update**

Historical Society: Chairman Lackey advised the Madison Historical Society approached the Board last year with a request for additional space, and also asked permission to build out from the Arcade into the passageway (Old Carriage entrance). During the discussions, it was indicated the proposed design wouldn't hit the walls and would only involve the passageway from the Arcade into an adjacent room. Since then, it has been reported that contact has been made with a representative from Historical Resources, and they're sent a representative to review the area in order to preserve the historic integrity of the existing structure. If the decision is made to move forward and hire an architect to implement a design, the request for permission to move forward must come before the Madison County Board of Supervisors.

Garden Club: At a recent luncheon, the Madison Garden Club expressed its disapproval of the proposed request by the Madison Historical Society, as they feel the proposed extension will ruin the historical essence of the existing passageway. Additionally, the Madison Garden Club is concerned about the memorial garden in place, as they'd like to utilize their funding to upgrade the existing area.

The County Administrator provided a packet of information provided by the Madison Historical Society (report from Crabtree, Rohrbaugh Associates, Inc., copies of each lease, and correspondence). Although no concrete plans are in place, the historical society has indicated they're willing to research alternative avenues, as per available funding. In closing, the historical society has advised they're in need of additional space, and it appears it isn't their intent to destroy the archway in any form, but to perhaps install a window and increase the size of the doorway leading to the passageway from the first floor.

Concerns were verbalized regarding the possibility the addition will:

- ✓ Block the view of the garden
- ✓ Produce noise (from the HVAC unit)

The County Administrator advised that both entities are looking at the impact of how any future improvements will look. Additional concerns have focused on ADA regulations that will need to be addressed should the expansion be implemented. In closing, it was noted that both entities would like to discuss further negotiations on this issues and may plan to attend the Board's May workshop session.

The County Administrator advised that although the historical society utilizes the Kemper Mansion, the basement area is generally used for conference meetings, which will eliminate this particular space to be used for displays and/or exhibits.

10. ~~Madison Garden Club~~ **Noise Ordinance Discussions**

Supervisor Weakley advised of concerns from a citizen of an extensive combustible noise (by a neighbor) at 2:30 a.m.; this information has been provided to the Commonwealth Attorney, who has advised the Board to be careful of agricultural concerns and not to infringe upon the civil liberties of the citizens here. Although the County doesn't have a noise ordinance in place, he questioned whether the Board should monitor the number of calls received pertaining to loud music, revving engines, or extensive gunfire in residential areas.

Robert Finks, Director of Communications, advised there have been calls to complain of folks riding four-wheelers, daytime gunfire, and extensive dog barking.

Chairman Lackey advised of hearing extensive gunfire and questioned whether there is a gun range in the vicinity.

The County Administrator advised the issue has been referred to the Sheriff's Office; he recommended that he meet with the County Attorney, Commonwealth Attorney, and the Sheriff discuss today's concerns to possibly move forward with outlining simple, manageable resolution. Although there are several neighbor disputes in the County, he questioned whether some of the complaints being reported are actually of an outrageous concern.

The County Attorney advised the Animal Control Ordinance has provisions for barking dogs, although there is no leash law in the County. There's also a State Law regarding public disturbance (i.e. nuisance). Although he's uncertain whether the County can improve upon what's already denoted in the State Code, he feels that enforcing any type of noise ordinance here will be an issue, as it will be impossible to resolve all neighborly concerns pertaining to noise.

Mr. Finks advised that in the past, Culpeper County implemented the use of a decibel meter in order to gain control over the noise complaints within the locality. He also advised that when the Sheriff's Office receives calls pertaining to noise complaints, deputies are sent to advise the perpetrator(s) to discontinue any noise disturbance activity.

It was suggested the County investigate the context of the State Code and what the County may already have on file before moving forward with utilizing any tools to measure the decibel levels of noise complaints reported within the county.

11. ~~Storm Water Update~~ Facilities Planning

The County Administrator provided copies of memorandums pertaining to facilities planning:

Options denoted in the 2013 Memorandum:

- Consolidate 'CORE' County functions into one location
- Plan for future space requirement
- Consider other County office relocations
- Consider providing space for non-profit organizations
- Efficient/effective long-range plans
- Build new government center
- Consolidate WMB and Department of Social Services
- Consolidate North Main Street
- Consider purchasing an existing property (i.e. R.E.C. Old Food World, etc.)

Although members of the Board were in favor with some of the suggestions presented in 2013, the idea of purchasing space or building a new government center weren't considered as favorable options at this time.

Options/Suggestions denoted in the 2014 Memorandum:

- a) **Expansion of Administration Center:** Plans were drawn in the past to expand the building with a second level at the end (facing the Madison Health Department; actual costs weren't determined; there's a possibility to temporarily eliminate the auditorium and turn it into office space and not implement any expansion; Supervisor meetings can be conducted in the courtroom in the WMB in the evenings, with permission of the court.
- b) **E911/Sheriff's Office:** The EOC can be relocated to the social services building
- c) **Social Services Office:** The existing lease will be up in 2018; the building doesn't have an elevator to the second floor; EOC/Dispatch could fit into the ground floor; an outline was provided to denote the close proximity to the Sheriff, local courthouse and the center of Town.
- d) **Department of Social Services:** Can be relocated into the existing health department building.
- e) **Madison Health Department:** Can be relocated to the Thrift Road Office
- f) **Registrar:** Continue to be located at Thrift Road and possibly move into the WMB or the Admin Office in 2018.

- g) **Sheriff's Office:** Currently, the Sheriff's Office doesn't have sufficient storage space, as offices are being used to store files; plans for a storage building (i.e. pole barn) will be submitted to the Board for review.
- h) **WMB:** Looking to provide additional space on the 2nd floor of the WMB for the Sheriff's investigators.
- i) **ABC Building:** This building is marketable and could be sold – good location for retail industry.
- j) **WMB Courtroom:** Could possibly use the courtroom there to hold Supervisor's meetings; preliminary discussions have been held regarding court sessions to be held in the new courthouse building; the area also has a conference room that could be used for closed sessions.
- k) **WMB:** Building has an additional wing on each end that could be used to house the Registrar or Sheriff's records.
- l) **EMS:** Currently looking to house the department in the volunteer squad's new building; existing location can be sold
- m) **Crighlersville Elementary School:** Suggestions call for the school and small house to be demolished (possibly by use of grant funding); larger building will continue to be used for voting events; plans include investigating the costs to reuse the building for a community center and perhaps give building and park to PRA for future use.
- n) **Additional buildings:** Buildings used to house the Rapidan Better Housing and the Madison Literacy Council can be destroyed.
- o) **Old Investigator's Building:** There's a possibility this building can be revamped for future use.
- p) Currently no long-term needs in place for the Courthouse, Fire Department or PRA.
- q) School and Administrative Building will both have future needs (WYES loan will be paid in full by 2020).

It was further denoted that an elevator could be installed in the WMB and the interior could be revamped; however, it was also denoted there is limited parking at the site.

Suggestions from the Board members included the following:

- **Administration Center:** Extend at the rear of the building and add a second level.
- **ABC Building:** Use to house a future Tourism Department and provide space for the Registrar's Office.
- **Crighlersville Elementary School:** Demolish and perhaps erect a pavilion at the property along with a park.
- **Schools:** Perhaps encourage the School Administration to move to the Social Services Building and utilize the school admin building for PRA and non-profit organizations.

An overview was provided regarding the existing Social Services building (i.e. lease, past renovations); about \$40,000.00 is received annually (from the State) to lease the building; recent audit was implemented and cost allocation shows the amount paid to the County will be decreased.

Public Comment Opportunity (will be as close to 7:00 p.m. as possible)

Public Comment:

Carty Yowell questioned whether the Board would like the Commission to take up discussions on tonight's concerns, and suggested a Commission member also be included in any discussions about any type of proposed noise ordinance for the County.

Chairman Lackey suggested the Board members assess how they'd like to see the County look in the future, and where key offices should be situated.

12. Noise Ordinance Committees: Applications are due Thursday, April 3, 2014

- a. Planning Committee (4 positions open, staggered terms)**
- b. Transportation Committee (5 positions open)**
- c. Recycling Committee (5 positions open)**

The County Administrator advised the ad for committee vacancies will be run again this week (with a closing date of April 3, 2014).

The County Attorney suggested something be incorporated to implement staggered terms for the Commission, to which the County Administrator advised is being undertaken by Betty Grayson, Zoning Administrator.

Supervisor Jackson questioned if Commission members aren't showing up as they should (for meetings), this concern should be handled accordingly.

Mr. Yowell advised that all members have been advised of the importance of attending all scheduled meetings.

Mr. Finks questioned whether the Board was planning to construct a Resolution for Mrs. Breeden for her many years of service on the Madison County Planning Commission.

After discussion, it was the consensus of the Board to present a Resolution at the April Joint Meeting to the Breeden Family.

13. ~~Madison County Planning Discussion~~ **Tourism Committee (discussion on increasing membership):**

The County Administrator advised the Tourism Committee has verbalized agreement with adding other members.

The Board discussed the Virginia Code requirement that indicates all members assigned to the Tourism Committee must be a part of hospitality and/or tourism operations in order to be appointed to serve.

The County Administrator advised the Tourism Committee handles advertisements (i.e. magazines, brochures, promotional work with tourism organizations, guides, etc.).

Chairman Lackey suggested the County hire Ms. Gardner to serve as the Tourism Director. Currently, the County provides funding to the Madison Chamber of Commerce, which is used to pay Ms. Gardner's salary to manage the Chamber and tourism responsibilities. Additionally, she suggested Ms. Gardner be hired to work for the County and receive full County benefits. The aforementioned suggestion has also been discussed with Ms. Gardner and Mr. Grayson, Chamber Board member, and both were receptive to the idea as presented. In closing, she doesn't feel the County should be 'subsidizing' business here.

The County Administrator advised that once the economic summit is complete, he hopes the outcome will improve economic development here; if the County hires Ms. Gardner, he questioned how the Madison Chamber of Commerce will manage all the events that Ms. Gardner currently handles and where a proposed Tourism Department will be located.

Chairman Lackey reported the existing space occupied by Ms. Gardner has developed an issue of mold on one side of the office.

Although it was reported the Culpeper Chamber of Commerce 'gives back' to their community, the County Administrator advised that most area Chambers do receive some funding from the localities they serve.

Discussions among the Board members included the following suggestions:

- That a portion of the Tourism Director's salary can come from the TOT Fund and a part from the County,
- That County funding allocation to the Madison Chamber of Commerce be reduced to \$10,000.00.
- That a Tourism Center be established in the County
- That drawings be provided to provide an overall scope for the proposed relocations of several departments and non-profit entities.

In relation to the proposed committees being advertised, Chairman Lackey suggested the County not advertise for every committee established and perhaps focus on designating citizens that have some background/interest in specific areas being advertised.

The County Administrator advised there are ways in which recycling can provide a savings to the County; therefore, he suggested these options be researched.

14. ~~Committees. Transportation Committee b. Tourism Committee c. Transfer/Recycling Committee~~

Potential State Budget Impacts:

The County Administrator provided a draft resolution for review and advisement by the Board, and advised the General Assembly will reconvene within the next week. He feels the impact whether the State budget is adopted in a timely manner will heavily impact the County's actions on the proposed FY2015 budget. In the event action isn't taken accordingly, the County will need to have an alternative plan in place in order to accommodate a budget that may exclude proposed State funding, which will:

- Affect many positions (in the County)
- Change the entire proposed FY2015 County budget

In the past, the County previously agreed to fund one percent (1%) of a proposed two percent (2%) salary increase for State employees. A draft resolution has been prepared for review and advisement by the Board.

- Concerns verbalized by the Board included the following:
- If other localities are moving forward with a resolution to advice of the importance of the adoption of a State budget
- The paragraph pertaining to Medicaid should be removed (i.e. political issue)

Although the majority of the members verbalized agreement with the issue being 'political' in nature, they were basically focused on the General Assembly moving forward with adopting a State budget, as the funding is greatly needed by the localities.

Discussions also focused on the increase in healthcare costs and the desire to attain "Obama care"; however, it was also noted the issue involving Medicaid will not change the factors that are already in place. In closing, the ultimate goal concerns the fact the County has to take care of its own citizens.

After discussion, it was the consensus of the Board to take action on today's draft resolution at the April Joint Meeting.

15. ~~State Budget Impact~~ FY20215 Budget Review

The County Administrator provided a copy of the advertisement on the FY2015 Budget that will be published in the local newspaper; copies will be available to the citizens if they so desire; the public hearing will take place at 7:00 p.m. on April 8th; some of the funding provided to local entities has been broken down into specific categories within the budget in order to allow for clarity during presentation.

Supervisor Weakley feels the Board will be asked about the proposed real estate tax increase, and whether a public statement is needed.

After discussion, the members all agreed the proposed tax increase is solely the result of the school system's funding request.

A summary sheet was also provided to denote additional increases the County has absorbed over the past five (5) years for CSA, as the caseload has continued to increase.

Supervisor Jackson asked if there was a way to compare CSA programs run by local social services departments versus those run by the localities.

Chairman Lackey advised that some localities have very effective strategies in place to control CSA costs (i.e. regionalization techniques); it's also felt that regionalization and negotiation of services with providers may be an overall asset.

The County Administrator advised that some of the surrounding localities did experience an increase; however, Madison County is spending more funding than Orange and Greene. Additionally, if the process were run through the County, the CSA Coordinator would report to the County Administrator. In closing, he doesn't feel that operating the program under the County would be anymore of a cost savings that it is now being run through the Department of Social Services. Discussions have been conducted with surrounding localities to coordinate services. Although several of the surrounding localities have a lower caseload, they employ a larger staff, which slightly increases their overall costs. In closing, it's felt the school's request for a parent advocacy worker (by the school system) will be a positive asset, although it's unsure if a positive return will be denoted in the long-run.

It was questioned as to whether the planning district could finance a regional facility for the participating localities, in an effort to eliminate the amount of time/travel the County's law enforcement personnel currently have to deal with.

16. FY2015 Budget Discussion Information/Correspondence
a. Upcoming Economic/Tourism Summit April 2, 2014

The County Administrator provided an agenda for the upcoming summit; an email will also be provided to advise which 'break-out' group each member will be involved in.

17. Closed Session:

a. Closed Session

On motion of Supervisor Jackson, seconded by Supervisor Weakley, the Board moved to convene in a closed session pursuant to Virginia Code Section 2.2-3711(A)(7), for the purpose of consultation with the county attorney regarding potential litigation and to receive legal advice, and pursuant to Virginia Code Section 2.2-3711(A)(1), for the purpose of consultation with the County Administrator in regards to personnel employment, with the following vote recorded:

With the following vote recorded:

Doris G. Lackey	Aye
R. Clay Jackson	Aye
Jonathon Weakley	Aye
Robert Campbell	Absent
Kevin McGhee	Aye

b. Motion to Reconvene In Open Session

On motion of Supervisor Jackson, seconded by Supervisor McGhee, the Board reconvened in open session, with the following vote recorded:

Doris G. Lackey	Aye
R. Clay Jackson	Aye
Jonathon Weakley	Aye
Robert Campbell	Absent
Kevin McGhee	Aye

c. Motion to Certify Compliance:

On motion of Supervisor Jackson, seconded by Supervisor McGhee, the Board certified by roll-call vote that only matters lawfully exempted from open meeting requirements pursuant to Virginia Code Section 2.2-3711 (A)(7) and, only matters that were identified in the motion to convene in a closed session were heard, discussed or considered in the closed meeting. Previous stated 'potential litigation' was in error and was not discussed, with the following vote recorded:

Doris G. Lackey	Aye
R. Clay Jackson	Aye

Jonathon Weakley	Aye
Robert Campbell	Absent
Kevin McGhee	Aye

No action was taken as a result of closed session.

18. Information/Correspondence **Adjournment**

With no further action being required by the Board, on motion of Supervisor Jackson, seconded by Supervisor McGhee, Chairman Lackey adjourned the meeting, with the following vote recorded:

Doris G. Lackey	Aye
R. Clay Jackson	Aye
Jonathon Weakley	Aye
Robert Campbell	Absent
Kevin McGhee	Aye

19. Adjournment

Doris G. Lackey, Chairman
Madison County Board of Supervisors

Clerk of the Board of Madison County Board Supervisors
Adopted on: May 13, 2014

Copies: Doris G. Lackey, R. Clay Jackson, Jonathon Weakley, Robert Campbell,
Kevin McGhee, V. R. Shackelford, III & Constitutional Officers



Agenda
Workshop Session
Madison County Board of Supervisors
Tuesday, March 25, 2014 at 6:00 p.m.
Thrift Road Complex
302 Thrift Road, Madison, Virginia 22727



Agenda

1. Call to Order
2. ***Pledge of Allegiance & Moment of Silence***
3. Determine Presence of a Quorum
4. Adoption of Agenda
5. Financial Reports
6. Minutes #11 through #16
7. ~~Skyline CAP (Community Needs Assessment)~~ **7. Storm Water Update**
8. ~~Healthcare Update~~ **8. Historical Society Update**
9. ~~Upcoming Economic/Tourism Summit~~ **9. Garden Club Update**
10. ~~Madison Garden Club~~ **10. Noise Ordinance**
11. ~~Storm Water Update~~ **11. Facilities Planning**
12. ~~Noise Ordinance~~
- 12. Committees: Applications are due Tuesday, April 3, 2014**
 - a. Planning Committee (4 positions open, staggered terms)**
 - b. Transportation Committee (5 positions open)**
 - c. Recycling Committee (5 positions open)**

Public Comment Opportunity (will be done as close to 7:00 p.m. as possible)

13. ~~Madison County Planning Commission Discussion~~ **13. Tourism Committee (discussion on increasing membership)**
14. ~~Committees:~~ **14. Potential State Budget Impacts**
 - ~~a. Transportation Committee~~
 - ~~b. Tourism Committee~~
 - ~~c. Transfer/Recycling Committee~~
15. ~~State Budget Impact~~ **15. FY2015 Budget Review**
16. ~~FY2015 Budget Discussion~~ **16. Information/Correspondence**
 - a. Upcoming Economic/Tourism Summit 4/1/14**
17. Closed Session
18. ~~Information/Correspondence~~ **18. Adjournment**
19. ~~Adjournment~~

DELETIONS DENOTED BY STRIKETHROUGH

****ADDITIONS/CORRECTIONS DENOTED IN ROYAL BLUE AND YELLOW HIGHLIGHT****